

2009 DRAFTING REQUEST

Bill

Received: **12/03/2008**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **David Hansen (608) 266-5670**

By/Representing: **John Wagnitz**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Employ Pub - collective bargain**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Hansen@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Arbitration and fair-share agreements during collective bargaining negotiations under the Municipal Employment Relations Act

Instructions:

See attached--2007 SB-121

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	chanaman 12/03/2008	wjackson 12/17/2008					S&L
/1			jfrantze 12/18/2008		mbarman 12/18/2008	mbarman 12/18/2008	

FE Sent For: **"1" @ intro . 2/4/09**

<END>

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/?	chanaman	1 wj 12/7					

FE Sent For:

<END>

Hanaman, Cathlene

From: Wagnitz, John
Sent: Wednesday, December 03, 2008 4:32 PM
To: Hanaman, Cathlene
Subject: arbitration and fair-share agreements during collective bargaining negotiations under MERA

Cathlene,
Please redraft 2007 SB 121) for the 2009-10 Legislative Session.

Thanks,

John Wagnitz
Office of State Senator Dave Hansen
18 South, State Capitol
phone: (608) 266-5670

SB121

SENATE BILL 121

An Act to create 111.70 (3) (a) 8. and 9. and 111.70 (3) (b) 7. of the statutes; relating to: arbitration and fair-share agreements during collective bargaining negotiations under the Municipal Employment Relations Act. (FE)
2007

03-30-07.	S.	Introduced by Senators Hansen, Lehman and Coggs; cosponsored by Representatives Mason, Soletski, Sheridan, Van Akkeren, Zepnick, Turner, Grigsby and Sinicki.
03-30-07.	S.	Read first time and referred to committee on Labor, Elections and Urban Affairs 152
04-10-07.	S.	Fiscal estimate received.
04-18-07.	S.	Fiscal estimate received.
08-28-07.	S.	Public hearing held.
09-11-07.	S.	Executive action taken.
09-11-07.	S.	Report passage recommended by committee on Labor, Elections and Urban Affairs, Ayes
3, Noes 2		
328		
09-11-07.	S.	Available for scheduling.
2008		
02-14-08.	S.	Referred to joint committee on Finance by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e) 584
03-21-08.	S.	Failed to pass pursuant to Senate Joint Resolution 1

2N 12/13

↑
stays

2007 SENATE BILL 121

March 30, 2007 – Introduced by Senators HANSEN, LEHMAN and COGGS, cosponsored by Representatives MASON, SOLETSKI, SHERIDAN, VAN AKKEREN, ZEPNICK, TURNER, GRIGSBY and SINICKI. Referred to Committee on Labor, Elections and Urban Affairs.

negotial

- 1 AN ACT *to create* 111.70 (3) (a) 8. and 9. and 111.70 (3) (b) 7. of the statutes;
- 2 **relating to:** arbitration and fair-share agreements during collective
- 3 bargaining negotiations under the Municipal Employment Relations Act.

the

Analysis by the Legislative Reference Bureau

* Under the Municipal Employment Relations Act (MERA), during contract negotiations (contract hiatus) an employer must maintain the status quo with respect to wages, hours, and conditions of employment (mandatory subjects of bargaining). Any unilateral change in a mandatory subject of bargaining during a contract hiatus breaches the employer's duty to bargain collectively. The maintenance of status quo during a contract hiatus does not extend to the obligation to arbitrate grievances or to honor fair-share agreements.

This bill makes it a prohibited practice under MERA for an employer or an employee to end any grievance arbitration agreement during a contract hiatus and for an employer to end any fair-share agreement during a contract hiatus.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 SECTION 1. 111.70 (3) (a) 8. and 9. of the statutes are created to read:

11 (END)

Barman, Mike

From: Wagnitz, John
Sent: Thursday, December 18, 2008 1:39 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-1028/1 Topic: Arbitration and fair-share agreements during collective bargaining negotiations under the Municipal Employment Relations Act

Please Jacket LRB 09-1028/1 for the SENATE.